

NOTICE OF JOINDER - NOTICE OF MOTION

1 vs.)
 2 JOHN TERZAKIS, SINGLE SITE SOLUTIONS)
 3 CORPORATION, B & B SPARCO)
 4 PROPERTIES, INC., AND PETER YE,)
 5 Third Party Defendants.)

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 7 PLEASE TAKE NOTICE THAT on September 8, 2008 at 9:00 a.m. in Courtroom 8 of this
 8 Court, Third Party Defendant, PETER YE will and hereby joins in Counter-Defendant, VESTA
 9 STRATEGIES, LLC's and Third Party Defendants, JOHN TERZAKIS, SINGLE SITE
 10 SOLUTIONS CORPORATION, and B&B SPARCO PROPERTIES, INC.'s motion to dismiss and
 11 will and hereby make motion to dismiss (Rule 12(b)(c)) and special motion to strike pursuant to the
 12 California anti-SLAPP statute and for attorneys fees and costs.

13 Counter-Claimant and Third Party Defendant, PETER YE's motion to dismiss is made
 14 pursuant to Rule 12(b)(6) on the basis that the complaint fails to state a cause of action.

15 Counter-Claimant and Third Party Defendant, PETER YE's special motion to strike pursuant
 16 to the California anti-SLAPP statute is based upon the fact that the eleventh claim for relief
 17 (intentional infliction of emotional distress) should be stricken pursuant to C.C.P. section
 18 425.16(e)(2) because the alleged defamatory statements underlying the claim were made in
 19 connection with a legal proceeding.

20 The motion will be based upon this notice, the Joinder in Motion to Dismiss or Strike filed
 21 by Counter-Defendants, VESTA STRATEGIES, et al., and the Declaration of Peter Ye previously
 22 filed in this action in support of his motion to strike the original Counter-Claim.

23 Dated: May 9, 2008

SHEUERMAN, MARTINI & TABARI

24 /s/ Alan L. Martini
 25 ALAN L. MARTINI, SB NO. 77316
 26 Attorney for Third Party Defendant
 27 PETER YE
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